fortune of \$800,000.00 among worthy citizens and for worthy purposes;

Whereas, He has paid salaries of school teachers when this State failed to pay them;

Whereas, He has built churches without regard to denomination, built schoolhouses, saved farms from foreclosure and has been a helpful friend to the poor and oppressed; therefore, be it

Resolved, That a page be set aside in the Senate Journal to his memory; and be it further

Resolved, That a committee of three members of this body be appointed by the presiding officer of this body to procure and have prepared a portrait of the said A. M. Wilson and that it be hung in this Senate chamber as a guiding inspiration to aid in bringing about unselfish service in behalf of the needy and that \$500.00, or so much as may be necessary, be appropriated out of the contingent expense fund for that purpose.

> WESTERFELD, ISBELL, BURNS.

Read.

Senator Westerfeld asked unanimous consent to suspend the rule requiring resolutions to be referred to a committee.

Objections were heard. Referred to the Committee on Finance.

#### Bill Referred.

H. B. No. 15 was referred to the Committee on Education.

## Senate Bill No. 5.

By Senator DeBerry:

S. B. No. 5, A bill to be entitled "An Act relating to the compensation of district, certain designated county and precinct officers and providing the method and means by which such officers shall be compensated for their services; providing for the appointment and payment of deputies, assistants and clerks in district, county and precinct officers; limiting the payment of fees and commissions by the State in certain instances; requiring the keeping of books and records by such officers and the making of reports to designated authorities; providing for Moore. the creation of an 'Officers Salary Neal.

Fund' in certain counties and providing for the contribution to such fund by the State and county; prescribing rules and regulations for the collecting, depositing, keeping and disbursing of said fund and the purposes for which same may be disbursed; providing for the disposition of fees and commissions collected by officers; making an appropriation; providing that this Act shall become effective on and after January 1, 1936; repealing all laws or parts of laws, special or general, inconsistent with the provisions of this Act, and declaring the policy and intention of the Legislature thereto: declaring the Act to be severable; and declaring an emergency."

Read and referred to the Committee on State Affairs.

## Motion to Adjourn.

Senator Hopkins, at 10:15 o'clock a. m., moved that the Senate adjourn until 10:00 o'clock a. m. Thursday.

The motion prevailed by viva voce vote.

## Vote Recorded.

Senators Moore and Hornsby asked to be recorded as voting "no" on the motion to adjourn.

# FIFTH DAY.

Senate Chamber, Austin, Texas. October 24, 1935.

The Senate met at 10 o'clock a. m. pursuant to adjournment, and was called to order by President Pro Tem. W. R. Poage.

The roll was called, a quorum being present, the following Senators answering to their names:

Beck. Blackert. Burns. Collie. Cotten. Davis. DeBerry. Hill. Holbrook. Hopkins. Hornsby. Isbell. Martin.

Nelson. Oneal. Pace. Poage. Rawlings. Redditt. Sanderford. Shivers. Small. Stone. Sulak. Van Zandt. Westerfeld. Woodruff.

## Absent—Excused.

Fellbaum.

Regan.

Prayer by the Chaplain. Further reading of the Journal was dispensed with on motion of Senator Burns.

# Committee Reports.

(See Appendix.)

Minutes of Committee Meetings.

(See Appendix.)

# Bills and Resolutions.

# Bills Signed.

The Chair, President Pro Tem. W. R. Poage gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills:

H. B. No. 15. H. B. No. 27.

## Senator Excused.

Senator Regan was excused on account of important business on motion of Senator Rawlings.

# Senate Bill No. 6.

By Senators Davis, Cotten, Pace, Neal, Small, Martin and Isbell:

S. B. No. 6, A bill to be entited "An Act relating to the compensation of district and designated county officers, and providing the method and means by which such officers shall be compensated for their services; providing for payment of deputies, assistants and necessary expenditures of said office, fixing the amount of salaries and of fees and commissions to be collected by such officers: and providing for the payment of all fees and commissions collected in certain instances unto the county treasurers, for the credit of the general fund of said counties; providing for the making of reports and disbursing of all funds and the purposes for which said funds may be disbursed; providing for the disposition of all fees collected by officers; making an appropriation; providing the effective date of this Act, repealing all laws inconsistent with the provisions of this Act, declaring the policy and tor Rawlings who received unani-

intention of the Legislature relative thereto, and declaring the Act to be severable; and declaring an emergency."

Read and referred to the Committee on State Affairs.

#### Senate Bill No. 7.

By Senator Burns:

S. B. No. 7, A bill to be entitled "An Act fixing the compensation of district attorneys in judicial districts composed of two or more counties; providing that this Act shall not deprive such district attorneys of their expense allowance; providing for the disposition of fees; commissions and perquisites earned and collected by such district attorneys; providing that nothing in this Act shall affect the laws now in existence with reference to assistant district attorneys, investigators and stenographers; and declaring an emergency."

Read and referred to the Committee on State Affairs.

#### House Bill No. 15.

Senator Oneal received unanimous consent to take up H. B. No. 15.

The Chair laid before the Senate on its second reading the following bill:

H. B. No. 15, A bill to be entitled "An Act to amend Article 2785 so as to provide that notices of election shall be posted for 10 days and declaring an emergency.

Senator Oneal moved to suspend the rule requiring bills to be printed and lie over 24 hours.

The motion prevailed mously.

The rule requiring committee reports to lie over one day was suspended by unanimous consent.

committee report recommending that the bill be not printed was adopted by unanimous con-

Amend H. B. No. 15 by striking out the words and figures "ten," and substituting in lieu thereof "fifteen days."

BURNS. SHIVERS.

Read. Pending.

Senator Shivers yielded to Sena-

mous consent to send up the committee report on S. B. No. 6.

### House Bill No. 15.

#### Motion to Table.

Senator Hornsby moved to table the pending amendment.

Senator Hornsby withdrew his motion to table to allow discussion of the amendment.

Senator Hill was recognized to speak.

# Points of Order.

Senator Hornsby raised the point Isbell. of order that the Senator from Galweston had not gone through the Moore Chair in addressing his remarks to the Senator from Rusk.

The Chair requested the Senator to address the Chair.

Senator Cotten raised the point of order that Senator Hill was not discussing the pending amendment.

The Chair instructed the Senator to confine his remarks to the amendment.

## Previous Question.

Senator DeBerry moved that the Senate order the previous question on the amendment and the engrossment of the bill.

The motion was seconded.

The motion prevailed by viva voce vote.

Senator Oneal had the floor for discussion of the amendment.

The question recurred on the adoption of the amendment.

The amendment failed of adoption by the following vote:

#### Yeas-10.

Eurns. Martin.
Davis. Poage.
DeBerry. Shivers.
Hill. Stone.
Holbrook. Sulak.

# Nays-16.

Beck. Oneal. Blackert. Pace. Cotten. Rawlings. Hornsby. Sanderford. Isbell. Small. Moore. Van Zandt. Neal. Westerfeld. Nelson. Woodruff.

## Absent-Excused.

Collie. Redditt. Fellbaum. Regan. Hopkins.

H. B. No. 15 was read the second time and passed to third reading by the following vote:

# Yeas-18.

Nelson. Beck. Blackert. Oneal. Pace. Cotten. Hill. Rawlings. Hornsby. Sanderford. Small. Martin. Stone. Moore. Westerfeld. Neal. Woodruff.

## Nays—8.

Burns. Poage.
Davis. Shivers.
DeBerry. Sulak.
Holbrook. Van Zandt.

# Absent-Excused.

Collie. Redditt. Fellbaum. Regan. Hopkins.

On motion of Senator Oneal the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 15 was put on its third reading and final passage by the following vote:

# Yeas-24.

Beck. Nelson. Blackert. Oneal. Burns. Pace. Cotten. Poage. Davis. Rawlings. DeBerry. Sanderford. Hill. Shivers. Hornsby. Small. Isbell Stone. Martin. Van Zandt. Moore. Westerfeld. Neal. Woodruff.

# Nays-2.

Holbrook. Sulak.

### Absent-Excused.

Collie. Redditt. Fellbaum. Regan. Hopkins.

Read third time and finally passed by the following vote:

# Yeas-22.

Nelson. Beck. Blackert. Oneal. Cotten. Pace. Poage. Davis. Rawlings. DeBerry. Hill. Sanderford. Hornsby. Small. Isbell. Stone. Martin. Van Zandt. Westerfeld. Moore. Woodruff. Neal.

# Nays-4.

Burns. Holbrook. Shivers. Sulak.

### Absent-Excused.

Collie. Fellbaum. Hopkins.

Redditt. Regan.

Senate Bill No. 5.

The Chair laid before the Senate on its second reading the following bill:

# By Senator DeBerry:

S. B. No. 5, A bill to be entitled "An Act relating to the compensation of district, certain designated county and precinct officers and providing the method and means by which such officers shall be compensated for their services; providing for the appointment and payment of deputies, assistants and clerks in district, county and precinct officers; limiting the payment of fees and commissions by the State in certain instances; requiring the keeping of books and records by such officers and the making of reports to designated authorities; providing for the creation of an 'Officers Salary Fund' in certain counties and providing for the contribution to such fund by the State and county; prescribing rules and regulations for the collecting, depositing, keeping and disbursing of said fund and the purposes for which same may be disbursed; providing for the disposition of fees and commissions collected by officers, making an appropriation; providing that this Act shall become effective on and after January 1, 1936; repealing all laws or parts of laws, special or make a point of order. general, inconsistent with the provisions of this Act, and declaring for a privileged motion.

the policy and intention of the Legislature thereto; declaring the Act to be severable; and declaring an emergency."

Read and pending.

#### Senate Bill No. 4.

## Point of Order.

Senator Moore raised the point of order that S. B. No. 4 was out of order, as it was not within the Governor's call, and raised the further point of order that it was a revenue raising measure and violates that section of the constitution which provides that all such bills must originate in the House of Kepresentatives.

The Chair, President Pro Tem. W. R. Poage presiding, overruled the point of order, stating that the bill was not properly before the Senate, not having been reported out of committee.

## Senate Bill No. 5.

The Chair stated that pending business was S. B. No. 5.

## Point of Order,

Senator Moore raised the point of order that S. B. No. 5 was not before the Senate as the committee report had not laid over for 24 hours.

The Chair overruled the point of order citing rule 11, page 239, and stated that S. B. No. 5 was pending business.

On motion of Senator Woodruff the rule requiring committee reports to lie over one day was suspended by unanimous consent.

The committee report recommending that the bill be not printed was adopted by unanimous consent.

Senator Moore moved to lay S. B. No. 5 on the table subject to call.

The motion prevailed by viva voce vote.

# Senate Bill No. 4.

Senator Moore moved to recall from the committee S. B. No. 4. Motion pending.

Senator Nelson was recognized to

Senator Van Zandt was recognized

# Motion for Previous Question.

Senator Van Zandt moved that the Senate order the previous question on the motion.

The motion was not seconded.

#### Point of Order.

Senator Nelson raised the point of order that the motion was out of order as the proper time for making a point of order against the bill was at the time of introduction, and as the Chair had ruled the bill within the Governor's call and no objection was heard at that time, that the only way to reverse the ruling would be an appeal from the ruling of the Chair, and that it is now too late to appeal, therefore the motion is out of order.

The Chair overruled the point of order.

#### Recess.

On motion of Senator Stone at 12 o'clock noon the Senate recessed until 2 p. m.

## After Recess.

The Senate met at 2 o'clock p. m. pursuant to recess and was called to order by President Pro Tem. W. R. Poage.

### Senate Resolution No. 8.

Whereas, Hon H. C. Burke, Jr., of Fort Worth, volunteer field representative of the Southwestern States for the Will Rogers Memorial Foundation is in the Senate Chamber,

Now Therefore Be It Resolved, That he be invited to address the Senate at this time, and be it further

Resolved That the Senate of Texas endorse this movement and give to this undertaking its whole hearted support.

# HOLBROOK.

Senator Holbrook moved to suspend the rule requiring resolutions be referred to a committee.

The motion prevailed.

S. R. No. 8 was adopted unanimously.

The Chair appointed Senators Holbrook, Rawlings and Martin to escort the distinguished guest to the platform.

The Chair presented Senator Rawlings who in turn presented Hon. H. C. Burke, Jr., who addressed the Senate briefly.

#### Senate Bill No. 4.

The question recurred on the pending motion to recall S. B. No. 4 from the committee.

The motion prevailed by the following vote:

#### Yeas—17.

Beck. Neal. Burns. Oneal. Cotten. Poage. Davis. Rawlings. DeBerry. Small. Hill. Stone. Isbell. Van Zandt. Martin. Westerfeld. Moore.

## Nays--4.

Holbrook. Nelson. Hornsby. Sanderford.

Present-Not Voting.

Blackert.

#### Absent.

Pace. Sulak. Shivers. Woodruff.

# Absent-Excused.

Collie. Redditt. Fellbaum. Regan. Hopkins.

## Point of Order.

Senator Moore raised the point of order that S. B. No. 4 is not properly before the Senate, not being within the Governor's call, and is therefore violative of the constitution.

The Chair sustained the point of order.

# Senate Bill No. 5.

Senator DeBerry called up S. B. No. 5 which had been laid on the table subject to call.

The Chair laid before the Senate S. B. No. 5 which had been read the second time.

Senator Davis sent up the following amendment:

Amend S. B. No. 5 by striking out all below the enacting clause and

inserting in lieu thereof the follow-

Section 1. No District Officer, nor County Officer in any County of this State, containing a population of 20,000 inhabitants or more, according to the last preceding Federal Census, shall hereafter be paid any fees or commissions of office for any official service performed by him, provided however that all such District and County Officers shall continue to collect all fees and commissions, which they are authorized by law to collect and shall duly pay all such monies received by them into the County Treasurer of each County in this State.

Sec. 2. The Commissioners' Court of each County in the State of Texas, having a population of less than 20,000 inhabitants, according to the last preceding Federal Census, at the first regular meeting in January of each calendar year, shall make and enter an order in the minutes of said Court for the purpose determining whether or not County and Precinct officers shall be compensated for the fiscal year; on a salary basis, or receive as their compensation fees of office, earned by them in performance of the duties of their office, as is authorized under existing laws, except the provisions of this law will not apply to public weighers, County Surveyors and Notaries Public.

Sec. 3. It shall be the duty of the County Clerk to forward to the Comptroller of Public Accounts of the State of Texas, on or before the 31st day of January of each calendar year hereafter, a certified copy of said order of said Commissioners' Court, and in the event said order is in any manner changed during the current year, the County Clerk will immediately thereafter forward to said Comptroller of Public Accounts a certified copy of said order making said change.

Sec. 4. In all counties of this State, wherein the county and/or Precinct officers, their deputies and assistants, are compensated on a salary basis, such salaries shall be paid out of the General Fund of each county, in the manner in which ex-officio salaries are now disbursed, under the present laws of the State of Texas.

Sec. 5. In all counties of this State, wherein the County and/or Precinct officers are hereafter compensated on a fee basis, all of such fees and commissions received by such officer in his official capacity, shall be accounted for by the officer collecting the same, as is now required under the present laws of this State.

Sec. 6. In addition to the monies deposited to the credit of the General Fund of each County, as provided herein, there shall be deposited therein quarterly, by the Comptroller of Public Accounts, on the first day of March, June, September and December of each year, such sums as may be apportioned to such county paying county officers a salary, under the provisions of this Act, out of available appropriations made by the Legislature for such purposes, on the basis of per capita population of each such county, according to the last preceding Federal Census. The quarterly payment of such apportionment shall be made on warrants, drawn by the State Comptroller, upon the State Treasury, payable to the County Treasurer of the county in whose favor the apportionment is made, for the credit of the General Fund of such county, and said warrant shall be registered by the State Comptroller and the State Treasurer, and shall be mailed by the State Comptroller to the Treasurer of each county.

Sec. 7. Article 3898, Revised Civil Statutes of Texas, 1925, be and the same is hereby amended so as to hereafter read as follows:

"Article 3898. The fiscal year, within the meaning of this Act, shall begin on January first of each year; and each district, county and precinct officer shall file his report and make the final settlement required in this Act on January first of each year: provided, however, that officers receiving an annual salary as compensation for their services, shall at the close of each month, pay unto the County Treasurer for credit to the General Fund of such county all fees, commissions and compensation collected by him during said month. Whenever such officer serves for a fractional part of the fiscal year, he shall nevertheless file his report and make final settlement for such part of the year as he serves and shall be entitled to such proportionate part of his compensation as the time of his services bears to the entire year."

Article 3899, Revised Sec. 8. Civil Statutes of Texas, 1925, be and the same is hereby amended so as to hereafter read as follows:

At the close of "Article 3899. each month of his tenure of office each officer named herein shall make as a part of the report now required by law, an itemized and sworn statement of all the actual and necessary expenses incurred by him in the conduct of his office, such as stationery, premiums on ofbonds. stamps. telephone. traveling expenses and other necessary expenses. Such expense account shall be subject to the audit of the county auditor, if any, otherwise, by the Commissioners' Court; and if it appears that any item of such expense was not incurred by such officer, or such item was not necessary expense of office, such item shall be by such auditor or court rejected, in which case the correctness of such item may be adjudicated in any court of competent jurisdiction. The amount of salaries paid to assistants and deputies shall also be clearly shown by such officer, giving the name, position and amount paid each; and in no event shall any officer show any greater amount than actually paid any such assistant or deputy. The amount of such expenses, together with the amount of salaries paid to assistants. deputies and clerks, where the officer receives a salary as compensation for his services, shall be paid out of the General Fund of each Where the officer is comcounty. pensated on the basis of fees earned by him, such expenses, deputies, assistants and clerks shall be paid out of the fees earned by such officer. The Commissioners' Court of the county of the Sheriff's residence may, upon the written and sworn application of the sheriff stating the necessity therefor, purchase equipment for a bureau of criminal identification, such as cameras, finger print cards, inks, chemicals, microscopes, radio and laboratory equipment, filing

other equipment in keeping with the system in use by the Department of Public Safety of this State, or the United States Department of Justice and/or Bureau of Criminal Identification, and allow one or more automobiles to be used by the sheriff in the discharge of his official duties; which if purchased by the county shall be bought in the manner prescribed by law for the purchase of supplies and paid for out of the General Fund of the county, and they shall be and remain the property of the county. The expense of the maintenance, depreciation and operation of such automobiles as may be allowed, whether purchased by the county or owned by the sheriff or his deputies personally, shall be paid for by the sheriff, and the amount thereof shall be reported by the sheriff, on the report above mentioned, in the same manner as herein provided for other expenses, and he shall be re-imbursed for same in the same manner as herein provided for other expenses.

8-a. The expenses enumerated in this Article are to be paid in money out of the General Fund of each county, in the manner prescribed and are exclusive of salaries, herein provided.

8-b. The Commissioners' Court in counties having a population of 20,-000 inhabitants or more, according to the last preceding Federal Census, is hereby authorized and it shall be its duty to fix the salaries of all the following named officers to-wit: Sheriff, Assessor and Collector of Taxes, County Judge, County Attorney, District Clerk, County Clerk, Treasurer, their deputies, assistants and Clerks. Each of said officers and their deputies assistants and clerks shall be paid in money in annual salary in twelve equal installments of not less than the total sum received as compensation by him in his official capacity for the fiscal year 1935, and not more than the maximum amount allowed such officer under general and special laws existing on August 24, 1935; provided that in counties having a population of 20,000 and less than 37,500, according to the last preceding Federal Census, and with a property valuation in excess of cards, filing cabinets, tear gas and | \$15,000,000.00 the .maximum

amount allowed such officers as salaries, is hereby increased 1% for each \$1,000,000.00 valuation, or fractional part thereof, in excess of said \$15,000,000.00 valuation over and above the maximum amount allowed such officers under general and special laws existing on August 24, 1935; and provided that in counties having a population of 37.500 and less than 60,000, according to the last preceding Federal Census, and with a property valuation in excess of \$20,000,000.00, the maximum amount allowed such officers as salaries, is hereby increased 1% for each \$1,000,000.00 valuation, or fractional part thereof, in excess of said \$20,000,000.00 valuation over and above the maximum amount allowed such officer under general and special laws existing on August 24, 1935.

Sec. 9. The Commissioners' Court in counties having a population of 20,000 inhabitants, or less, according to the last preceding Federal Census at the first regular meeting in January of each calendar year, may pass an order providing for compensation of all county and precinct officers, on a salary basis, and in the event said Court passes such order, they shall pay unto each of said officers or deputies, assistants and clerks in money an annual salary in twelve equal installments of not less than the total sum received as compensation by said officer, deputy, assistant and clerk in his said official capacity for the fiscal year 1935, and not more than the maximum amount allowed such officer under existing general and special laws; provided that in counties having a population of 20,000 inhabitants, or less, according to the last preceding Federal Census, and with a property valuation in excess of \$10,000,000.00, the maximum amount allowed such officers as salaries, is hereby increased 1% for each \$1,000,000.00 valuation, or fractional part thereof, in excess of said \$10,000,000.00 valuation over and above the maximum amount allowed such officers under general and special laws existing on August 24, 1935.

Sec. 10. It shall be the duty of all under the provisions officers to charge and collect in the manner authorized by law, all fees priation is available.

and commissions which they are permitted by law to assess and charge for all official services performed by them, and said fees and commissions shall remain a charge against such officer until he shall be discharged from liability thereon, by the Commissioners' Court of each county in the manner prescribed by law for the discharge of the collector of taxes for items of unpaid taxes as shown by his annual report to said Court, provided, however, such discharge by said Commissioners' Court will not relieve any such officer from the performance of any official duty in connection with the collection of any such fees and commissions.

Sec. 11.. The compensation herein affixed for the sheriff of any county shall be exclusive of any reward received for the apprehension of criminal fugitives from justice and rewards for the recovery of stolen property or for any item of expense and deputy hire provided for by law.

Sec. 12. Whenever any district or county officer finds it practicable, in the performance of his duties, to provide for certain work by contract rather than by salary, the Commissioners' Court may, on the recommendation of such officer, authorize such officer to contract for such work to be paid for in the same manner that deputies are compensated.

Sec. 13. Any unexpended balance in the appropriation by the Regular Session of the Forty-fourth Legislature, for the payment of fees and costs of sheriffs, attorneys and clerks in felony cases, fees of County Judges, County Attorneys, Justices of the Peace, Sheriffs and Constables examining trials actually held and where indictments are returned, in the sum of Five Hundred and Fifty Thousand (\$550,000.00) Dollars for each of the fiscal years ending August 31, 1936 and August 31, 1937, in addition to the purposes therein specified, is hereby appropriated and authorized to be disbursed by the Comptroller and Treasurer in the payment of any apportionment which may become due to any counties in this State under the provisions of this Act for the fiscal year for which the appro-

Sec. 14. The provisions of this Act shall become effective January vote. 1. A. D. 1936.

Sec. 15. It is hereby declared to be the intention of the Legislature that the compensation, limitations and maximum fixed in this Act for officers, deputies, assistants and clerk control over any and all provisions contained in laws, general or special, and all such laws and other laws inconsistent with the provisions hereof, are in all things repealed.

Sec. 16. The provisions of this Act shall be severable and if any Section, sub-Section, sentence, clause or word of the same shall be held unconstitutional or invalid for any reason, the same shall not be construed to affect the validity of any of the remaining provisions of this Act. It is hereby declared as the Legislative intent that this Act would have been adopted had such invalid provision not been included therein.

Sec. 17. The fact that the people of Texas adopted at an election held on the fourth Saturday in August, a constitutional amendment making it mandatory that constitutional county officers in counties having a population of twenty thousand (20,000) inhabitants or more, according to the last preceding Federal Census, be compensated solely on a salary basis from and after the first day of January, 1936, created, in view of the brevity of the present session, an emergency and an imperative public necessity requiring that the Constitutional Rule that all bills shall be read on three several days in each House be suspended and the same is hereby suspended, and that this Act shall take effect and be in force from and after its passage, and it is so enacted.

> DAVIS. COTTEN. PACE. NEAL. SMALL. MARTIN, ISBELL.

Read. Pending.

## Adjournment.

Senator Small at 4:50 o'clock p. until 10 o'clock a. m. Friday.

The motion prevailed by viva voce

#### APPENDIX.

# Committee on Engrossed Bills.

Committee Room, Austin, Texas, Oct. 23, 1935. Hon. Walter F. Woodul. President of the Senate.

Sir: We, your Committee on Engrossed Bills have had S. B. No. 1 carefully examined and compared and find same correctly engrossed.

DAVIS, Chairman.

# Committee Reports.

Committee Room. Austin, Texas, Oct. 23, 1935. Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 5, A bill to be entitled "An Act relating to the compensation of district, and certain designated county and precinct officers and providing the method and means by which such officers shall be compensated, etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

RAWLINGS, Chairman.

Committee Room, Austin, Texas, Oct. 24, 1935. Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 6, A bill to be entitled "An Act relating to the compensation of district and designated county officers, and providing the method and means by which such officers shall be compensated for their services; providing for the payment of deputies, assistants and necessary expenditures of said office, fixing the amount of salaries and of fees and commissions to be collected by such officers; and providing for the payment of all fees and commissions collected in certain instances unto the county treasurers. m. moved that the Senate adjourn for the credit of the general fund of said counties; providing for the

making of reports and disbursing of all funds and the purposes for which said funds may be disbursed; providing for the disposition of all fees collected by officers; making an appropriation; providing the effective date of this Act, repealing all laws inconsistent with the provisions of this Act, declaring the policy and intention of the Legislature relative thereto, and declaring the Act to be severable; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

RAWLINGS, Vice Chairman,

Committee Room, Austin, Texas, Oct. 23, 1935. Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Education, to whom was referred

H. B. No. 15, A bill to be entitled "An Act to amend Article 2785 Revised Civil Statutes of Texas of 1925, so as to provide that notices of election shall be posted for ten (10) days, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with recommendation that it do pass, and be not printed.

COTTEN, Chairman.

### Minutes of Committee Meetings.

Minutes of Committee on State Affairs, Held Oct. 23, 1935.

Called Meeting.

Present: Blackert, Cotten, De-Berry, Hopkins, Hornsby, Isbell. Martin, Moore, Oneal, Rawlings, Shives, Small, Stone and Sulak.

Absent: Collie and Redditt.

Absent-Excused: Fellbaum, Holbrook, Pace and Regan.

S. B. No. 5 was reported favorably with the recommendation that it do pass and be not printed, by a viva voce vote.

ELIZABETH SUITER, Secretary.

Minutes of Committee on Education, Held Oct. 23, 1935.

Called Meeting.

Present: kins, Hornsby, Pace, Poage, Regan, sidered, and

Small, Woodruff, Burns, Neal, Nelson and Isbell.

H. B. No. 15 was reported favorably and be not printed.

EDITH GREEN, Secretary,

## SIXTH DAY.

Senate Chamber. Austin, Texas, October 25, 1935.

The Senate met at 10 o'clock a. m. pursuant to adjournment, and was called to order by President Pro Tem. W. R. Poage.

The roll call disclosed a quorum, the following Senators being present:

Beck. Nelson. Blackert. Oneal. Burns. Pace. Collie. Poage. Cotten. Rawlings. Davis. Redditt. DeBerry. Sanderford. Hill. Shivers. Holbrook. Small. Hopkins. Stone. Hornsby. Sulak. Isbell. Van Zandt. Martin. Westerfeld. Moore. Woodruff. Neal.

Absent—Excused.

Fellbaum.

Regan.

Prayer by the Chaplain.

Further reading of the Journal was dispensed with on motion of Senator Blackert.

Petitions and Memorials.

(See Appendix.)

Committee Reports.

(See Appendix.)

Minutes of Committee Meetings.

(See Appendix.)

Bills and Resolutions.

S. C. R. No. 2.

Whereas, The Old Age Pension Legislation being considered by the Second Called Session of the Fortyfourth Legislature is one of the most Cotten, DeBerry, Hop- important problems ever to be con-